



The Law Offices of

# PHILLIPS & BORDALLO

A Professional Corporation

410 West O'Brien Drive, Suite 102 Hagåtña, Guam 96910-5044

Tel: (671) 477-ABCD (2223) • Fax: (671) 477-2FAX (2329)

"I Erensia, Lina'la', Espiritu-ta"

FILED  
DISTRICT COURT OF GUAM

JUL 14 2004 *9P* 3:10

MARY L. M. MORAN  
CLERK OF COURT

38

Attorneys for Petitioner

## DISTRICT COURT OF GUAM TERRITORY OF GUAM

JULIE BABAUTA SANTOS, *et al.*,

Petitioners,

vs.

FELIX A. CAMACHO, *etc.*, *et al.*,

Respondents.

CIVIL CASE NO. 04-00006

**STIPULATION OF THE PARTIES  
REGARDING ADDITIONAL NOTICES  
TO THE CLASS, EXTENDING THE  
OBJECTION AND OPT OUT DATE,  
AND CONTINUING THE HEARING ON  
FINAL APPROVAL OF THE  
SETTLEMENT AGREEMENT**

The Petitioner, individually and on behalf of all those similarly situated (hereinafter "EIC Class"), through her attorneys of record Phillips and Bordallo, P.C., by Michael F. Phillips, and the Governor of Guam, Director of Department of Revenue and Taxation, Director of Department of Administration, and the GOVERNMENT OF GUAM, (hereinafter collectively referred to as "Government of Guam"), through their attorneys of record, the Office of the Attorney General, by Attorney General Douglas B. Moylan,

1 stipulate to the following for purposes of procedures involving the Settlement  
2 Agreement:

3  
4 1. Together with this stipulation, Petitioner is filing a Motion with the Court  
5 for, among other things, an Order Approving Additional Notice to the Proposed Class  
6 Members and for an Order Continuing the Hearing on Final Approval of the Settlement  
7 Agreement to November 9, 2004, and Extending the "Objection and Opt Out Date" to  
8 October 9, 2004.

9  
10 2. The parties agree that the original notice approved by this Court was not  
11 published for the full three weeks in the local newspapers in accordance with the parties  
12 agreement as provided in the Settlement Agreement, and in the Stipulated Order  
13 Granting Preliminary Approval Class Action Settlement.

14  
15 3. Notwithstanding the failure to fully publish the original notice as agreed,  
16 the parties agree that individual notices to members of the class regarding the class  
17 action and proposed settlement would be best for all parties involved.

18  
19 4. The parties agree that the Government of Guam, through the cooperation  
20 of the Department of Revenue and Taxation, will immediately prepare to send an  
21 amended notice approved by this Court to all potential individual members of the Class,  
22 all such notices to be distributed through the mail by by August 9, 2004. The amended  
23 notice, the form of which is attached as Exhibit "A" to Petitioner's Motion, will also, at the  
24 Government of Guam's expense, be published in both local newspapers immediately  
25 upon the Court's approval.

26  
27 5. The parties agree, subject to this Court's approval, to continue the hearing  
28 on Final Approval of the Settlement Agreement to November 9, 2004, or to such other

1 date as this Court may order. The parties further agree, subject to this Court's approval,  
2 that the "Objection and Opt Out" be extended from the original date of August 9, 2004 to  
3 October 8, 2004, or such other date that this Court may order.  
4

5  
6 Dated July \_\_\_, 2004

7 APPROVED AS TO FORM AND CONTENT:

8 PHILLIPS & BORDALLO, P.C.  
9 Attorneys for Petitioner

OFFICE OF THE ATTORNEY  
GENERAL  
Attorneys for Government of Guam

10  
11 By: 

12 Michael F. Phillips

By: 

Douglas B. Moylan